Attorney's Docket No.: 16850-002US1

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled <u>MICROBIAL GROWTH ASSAY</u>, the specification of which:

	•		o be material to patentability in accordance wit	h	
Γitle 37, Cod	e of Federal Regulations, §1	1.56.			
I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:					
	U.S. Serial No.	Filing Date	Status		
60/56	61,766	April 12, 2004	Expired		
i nei	I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:				
listed below a United States acknowledge of Federal Re	application in the manner p the duty to disclose all inforgulations, §1.56(a) which be CT international filing date of	provided by the first paragra rmation I know to be mater ecame available between the of this application:	aph of Title 35, United States Code, §112, I ial to patentability as defined in Title 37, Code are filing date of the prior application and the		
listed below a United States acknowledge of Federal Re	application in the manner p the duty to disclose all inforgulations, §1.56(a) which be	provided by the first paragra rmation I know to be mater ecame available between th	uph of Title 35, United States Code, §112, I ial to patentability as defined in Title 37, Code		
listed below a United States acknowledge of Federal Re national or Po N/A I her application(s) country other for patent or ithe United States	application in the manner p the duty to disclose all infor gulations, §1.56(a) which be CT international filing date of U.S. Serial No. reby claim foreign priority b for patent or inventor's cer than the United States of Ar inventor's certificate or any	rovided by the first paragramation I know to be mater ecame available between the of this application: Filing Date N/A Therefits under Title 35, Unit tificate or of any PCT intermerica listed below and have PCT international application the same subject matter	aph of Title 35, United States Code, §112, I ial to patentability as defined in Title 37, Code the filing date of the prior application and the Status	1	
listed below a United States acknowledge of Federal Re national or Po N/A I her application(s) country other for patent or ithe United States	application in the manner p the duty to disclose all infor- egulations, §1.56(a) which be CT international filing date of U.S. Serial No. reby claim foreign priority b for patent or inventor's cer than the United States of Ar inventor's certificate or any ates of America filed by me of which priority is claimed	rovided by the first paragramation I know to be mater ecame available between the of this application: Filing Date N/A renefits under Title 35, Unit tificate or of any PCT intermerica listed below and have PCT international application the same subject matter d: tion No.	sph of Title 35, United States Code, §112, I ial to patentability as defined in Title 37, Code to filing date of the prior application and the Status N/A Ted States Code, §119 of any foreign mational application(s) designating at least one we also identified below any foreign application ion(s) designating at least one country other that having a filing date before that of the Filing Date Priority Claimed	1	

Attorney's Docket No.: 16850-002US1

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Attorneys associated with Customer No. 26181

Direct all telephone calls to Mary Ann Dillahunty at telephone number (650) 839-5070.

Direct all correspondence to the following:

50372718.dœ

PTO Customer Number 26181

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor:	DOUGLAS STOREY		
Inventor's Signature:	Date:		
Residence Address:	Canada		
Citizenship:	CA .		
Post Office Address:	9 Silverstone Mews, NW, Calgary Alberta, T3B 5K8, Canada		
Full Name of Inventor:	TYLER FIELD		
Inventor's Signature:	Date:		
Residence Address:	Ireland		
Citizenship: Post Office Address:	CA School of Pharmacy, Queens University of Belfast, 97 Lisburn Road, Belfast BT9 7BR,		
	Ireland		
Full Name of Inventor:	GORDON RAMAGE		
Inventor's Signature:	Date:		
Residence Address:	Great Britain		
Citizenship:	GB		
Post Office Address:	Department of Biological and Biomedical Sciences, Glasgow Calcedonian University, Cowcaddens Road, Glasgow, Scotland G4 OBA, Great Britain		